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FACSIMILE No.: 571-273-0459
OUR REF.: HYLEE60.001APC
YOUR REF.: 10/009,792
FROM: Chris Steinhardt, Registration Number 30,806
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DATE: November 22, 2005 TIME:

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Docket No.: HYLEE60.001APC

Page 1 of 1

Please Direct All Correspondence to Customer Number 20995

TRANSMITTAL

Applicant : Lee, et al.
App. No : 10/009,792
Filed : November 13, 2001
For : ESCHERICHIA COLI STRAIN
SECRETING HUMAN
GRANULOCYTE COLONY
STIMULATING FACTOR (G-CSF)
Examiner : Sarvamangala J. N. Devi
Art Unit : 1645

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(Date)

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Paul C. Steinhardt, Reg. No. 30,806

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Petition to Accord Application Filing Date Shown on Express Mail label "Date-In" with attached copies of Request for Application Number and Corrected Filing Date, Verified Certification of Express Mailing Date, Certificate of Mailing by Express Mail, Express Mail mailing label EV 037395037 US, original return postcard (obverse and reverse sides), and return postcard for the Request for Application Number and Corrected Filing Date.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Paul C. Steinhardt
Registration No. 30,806
Attorney of Record
Customer No. 20,995
(619) 235-8550

2082096
112105

HYLEE60.001APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Lee, et al.
Appl. No.	:	10/009,792
Filed	:	November 13, 2001
For	:	ESCHERICHIA COLI STRAIN SECRETING HUMAN GRANULOCYTE COLONY STIMULATING FACTOR (G-CSF)
Examiner	:	Sarvamangala J. N. Devi
Group Art Unit	:	1645

PETITION TO ACCORD APPLICATION FILING DATE SHOWN ON
EXPRESS MAIL LABEL "DATE-IN"

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

This Petition is to accord the above-identified application the "date-in" of November 13, 2001 shown on the Express Mail Label No. EV 037395037 US. Correction is required because the Filing Date awarded by the PTO differs from the "date-in" shown on the Express Mailing Label.

It is respectfully contended that the date of December 13, 2001, accorded this application by the PTO, is incorrect.

Correction was requested on January 8, 2002, but the PTO never responded to the request.

Submitted herewith is a true copy of a Request for Application Number and Corrected Filing Date with supporting documentation consisting of a Verified Certification of Express Mailing Date (37 CFR 1.10(C)); copy of original Certificate of Mailing by Express Mail, which was filed showing both the date on which this application was mailed as Express Mail Label No.

Appl. No. : 10/009,792
Filed : November 13, 2001

EV 037395037 US and that the number of the Express Mail was placed thereon prior to mailing. 37 C.F.R. §1.10(c)(2); a true copy of the "Express Mail" mailing label EV 037395037 US showing the "date-in" of November 13, 2001, 37 C.F.R. §1.10(c)(3); and copy of original return postcard (obverse and reverse sides) showing USPTO date of receipt, all of which were submitted to the PTO on January 8, 2002.

Also attached is a true copy of the postcard for the Request for Application Number and Corrected Filing Date which was returned by the OPIE and stamped January 28, 2002.

In view of the foregoing, Applicants respectfully request that this application be accorded a filing date of November 13, 2001. Applicants also request that a corrected filing receipt indicating that the above-identified application was filed November 13, 2001 be provided.

Please charge our Deposit Account No. 11-1410 for any additional fees which may be required, now or in the future, or credit our account for any overpayment.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Nov 22, 2005

By: 

Paul C. Steinhardt
Registration No. 30,806
Attorney of Record
Customer No. 20,995
(619) 235-8550

2081825:dmb
112105

PATENT

Case Docket No. HYLEE60.001APC

Date: January 7, 2002

Page 1

In re application of : Lee, et al.
App. No. : Unknown
Filed : November 13, 2001
For : ESCHERICHIA COLI
STRAIN SECRETING
HUMAN GRANULOCYTE
COLONY STIMULATING
FACTOR (G-CSF)
Examiner : Unknown
Art Unit : Unknown

I hereby certify that this correspondence and all marked
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Assistant Commissioner for Patents, Washington, D.C.
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(Date)

Che S. Chereskin

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith are the following in the above-identified application.

- (X) Request for Application Number and Corrected Filing Date.
- (X) Verified Certification of Express Mailing Date (37 CFR 1.10(c)).
- (X) Copy of original Certificate of Mailing by Express Mail."
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Che S. Chereskin

Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

H:\DOCS\CSC\CSC-2791.DOC
010702

PATENT

Case Docket No. HYLEE60.001APC

Date: January 7, 2002

Page 1

In re application of : Lee, et al.

App. No. : Unknown

Filed : November 13, 2001

For : ESCHERICHIA COLI
STRAIN SECRETING
HUMAN GRANULOCYTE
COLONY STIMULATING
FACTOR (G-CSF)

Examiner : Unknown

Art Unit : Unknown

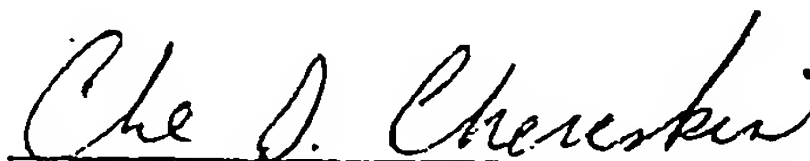
REQUEST FOR APPLICATION NUMBER AND CORRECTED FILING DATE

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Dear Sir:

On November 13, 2001, the above referenced application was mailed to the U.S. Patent and Trademark Office. On December 27, 2001, we received a return post card with the stamped date of receipt of December 13, 2001. Further, there was no application number stamped on the post card. Enclosed are copies of documents to support the mailing date. Please correct the filing date to November 13, 2001 and provide an application number for future reference.

Thank you for your kind attention in this matter. If any questions arise from this request, please call the undersigned at (949) 721-6385.



Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

H:\DOCS\CSC\CSC-2790.DOC
010702

PATENT

Case Docket No. HYLEE60.001APC

Date: January 7, 2002

Page 1

In re application of : Lee, at al.
App. No. : Unknown
Filed : November 13, 2001
For : ESCHERICHIA COLI STRAIN
SECRETING HUMAN
GRANULOCYTE COLONY
STIMULATING FACTOR (G-CSF)
Examiner : Unknown
Art Unit : Unknown

VERIFIED CERTIFICATION OF EXPRESS MAILING DATE (37 CFR 1.10(C))

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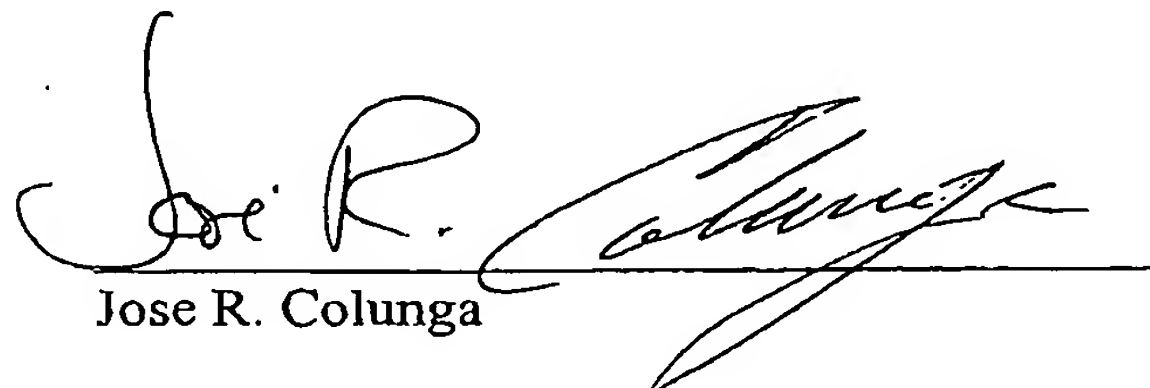
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : HYLEE60.001APC

Applicant(s) : San-Yup Lee; Ki-Jun Jeong
J

For : ESCHERICHIA COLI STRAIN SECRETING
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STIMULATING FACTOR (G-CSF)

Attorney : Che Swyden Chereskin, Ph.D.

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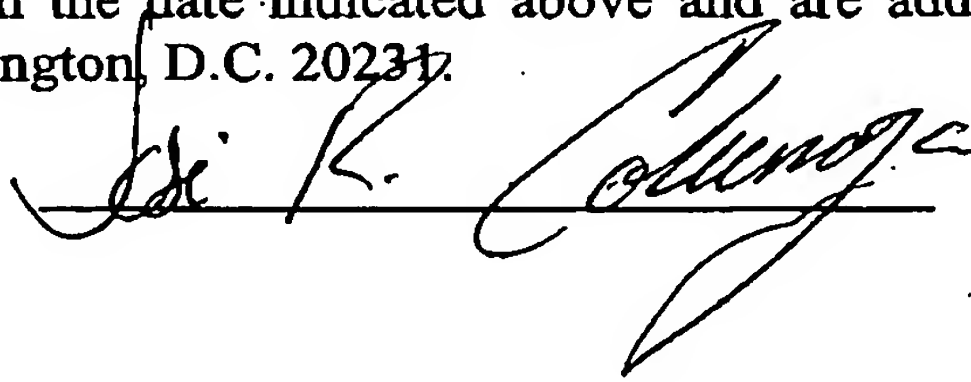
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Preliminary Amendment in 4 pages
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Recordation Form Cover Sheet and Assignment in 3 pages
Verified Statement Claiming Small Entity Status in 3 pages
International Application as published
Information Disclosure Statement, PTO Form 1449 with 2 references
Computer readable sequence listing on diskette
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Form PCT/ISA/210; Form PCT/RO/134; Form PCT/IB/301; Form PCT/IB/304
Form PCT/IB/308; Form PCT/RO/101)
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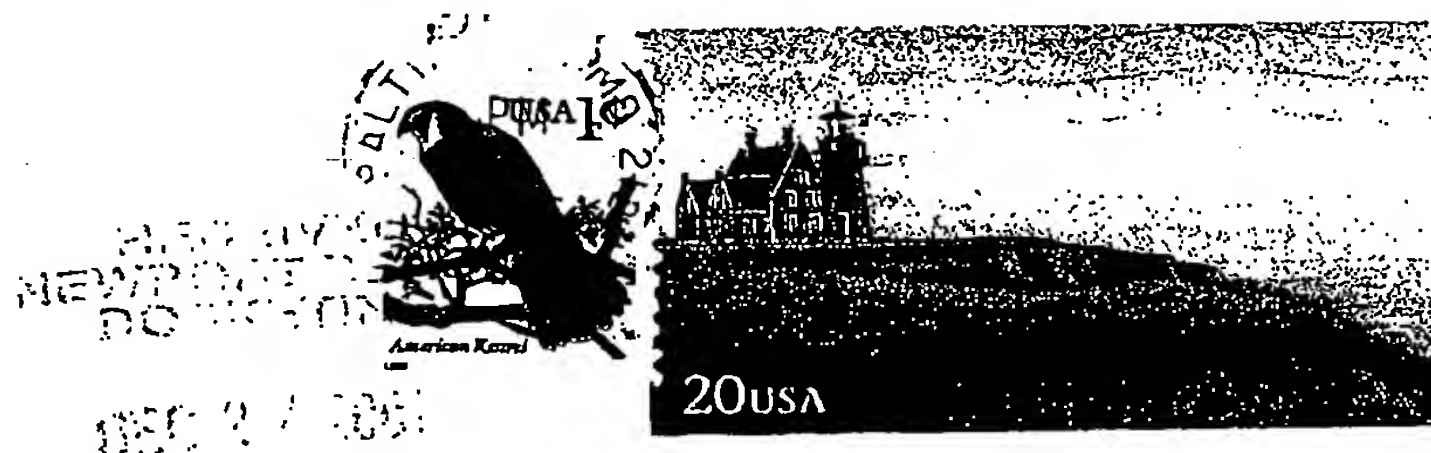
PCT NATIONAL PHASE UTILITY/DESIGN PATENT Date: 11-13-01

(Application)

Rec'd in the U.S.P.T.O. on the date stamped hereon via Express Mail # E1 037395037 USAtty. Dkt. # WYLEE60.001AR Applicant: Lee, et al.Title: Escherichia coli Strain Secreting Human... Atty: C. ChervakCorres. to PCT Application No.: KR01/00549 Filed: 3-31-01VERIFIED BY: Asst: JS Quality Control: SN☐ Patent Appln. in _____ pgs. incl. Spec and 10 Claims☒ Transmittal in ~~Duplicate~~☒ Decl. and Power of Atty.☐ Decl. by Inventor(s)☒ Filed Signed/~~Unsigned~~☒ Recordation Form Cover Sheet & Assignment in 3 pgs.☒ Information Disclosure Statement; PTO-1449 w/ 2 ref(s)☒ Preliminary Amendment in 4 pgs.☒ Check for \$ 40 for Assignment☒ Return prepaid postcard☒ Abstract (1 pg)☒ Computer sequence listing disk☐ Power of Atty. by Assignee; Copy of Assignment☒ Small Entity Statement(s)☐ International Preliminary Exam Report☐ PCT Form PCT/IPEA/402☒ PCT For PCT/IB/308-☒ International Search Report☒ International Application as Published☒ Check for \$ 520 Filing Fee☒ Paper copy sequence listing☒ Forms 210, 134, 301, 304, 101☒ Declaration of Deposit

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Atty. Dkt. # 4416660.001 APC A/N: Unk Filed: 11-13-01
Pat. # _____ Issued: _____ Atty: C. C. [Signature]
Exr: Unk Art Unit: Unk Batch: _____ Re-Exam # _____
Title: Escherichia Coli Strain... Applicant: Lee et al
VERIFIED BY: Asst: Jo Quality Control: [Signature] **JAN 28 2002**

☒ Transmittal Letter
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